

106TH CONGRESS  
1ST SESSION

# S. 1072

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## AN ACT

To make certain technical and other corrections relating to the Centennial of Flight Commemoration Act (36 U.S.C. 143 note; 112 Stat. 3486 et seq.).

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

1 **SECTION 1. CENTENNIAL OF FLIGHT COMMISSION.**

2 The Centennial of Flight Commemoration Act (36  
3 U.S.C. 143 note; 112 Stat. 3486 et seq.) is amended—

4 (1) in section 4—

5 (A) in subsection (a)—

6 (i) in paragraphs (1) and (2) by strik-  
7 ing “or his designee”;

8 (ii) in paragraph (3) by striking “, or  
9 his designee” and inserting “to represent  
10 the interests of the Foundation”; and in  
11 paragraph (3) strike the word “chairman”  
12 and insert the word “president”;

13 (iii) in paragraph (4) by striking “, or  
14 his designee” and inserting “to represent  
15 the interests of the 2003 Committee”;

16 (iv) in paragraph (5) by inserting be-  
17 fore the period “and shall represent the in-  
18 terests of such aeronautical entities”; and

19 (v) in paragraph (6) by striking “, or  
20 his designee”;

21 (B) by striking subsection (f);

22 (C) by redesignating subsections (b)  
23 through (e) as subsections (c) through (f), re-  
24 spectively; and

25 (D) by inserting after subsection (a) the  
26 following:

1       “(b) ALTERNATES.—Each member described under  
 2 subsection (a) may designate an alternate who may act  
 3 in lieu of the member to the extent authorized by the  
 4 member, including attending meetings and voting.”;

5               (2) in section 5—

6                       (A) in subsection (a)—

7                               (i) by inserting “provide recommenda-  
 8 tions and advice to the President, Con-  
 9 gress, and Federal agencies on the most  
 10 effective ways to” after “The Commission  
 11 shall”;

12                               (ii) by striking paragraph (1); and

13                               (iii) by redesignating paragraphs (2)  
 14 through (7) as paragraphs (1) through (6),  
 15 respectively;

16                       (B) by redesignating subsection (b) as sub-  
 17 section (c) and inserting after subsection (a)  
 18 the following:

19       “(b) INTERNATIONAL ACTIVITIES.—The Commission  
 20 may—

21               “(1) advise the United States with regard to  
 22 gaining support for and facilitating international  
 23 recognition of the importance of aviation history in  
 24 general and the centennial of powered flight in par-  
 25 ticular; and

1           “(2) attend international meetings regarding  
2           such activities as advisors to official United States  
3           representatives or to gain or provide information for  
4           or about the activities of the Commission.”; and

5                       (C) by adding at the end the following:

6           “(d) ADDITIONAL DUTIES.—The Commission may—

7                       “(1)(A) assemble, write, and edit a calendar of  
8           events in the United States (and significant events  
9           in the world) dealing with the commemoration of the  
10          centennial of flight or the history of aviation;

11                      “(B) actively solicit event information; and

12                      “(C) disseminate the calendar by printing and  
13          distributing hard and electronic copies and making  
14          the calendar available on a web page on the Inter-  
15          net;

16                      “(2) maintain a web page on the Internet for  
17          the public that includes activities related to the cen-  
18          tennial of flight celebration and the history of avia-  
19          tion;

20                      “(3) write and produce press releases about the  
21          centennial of flight celebration and the history of  
22          aviation;

23                      “(4) solicit and respond to media inquiries and  
24          conduct media interviews on the centennial of flight  
25          celebration and the history of aviation;

1           “(5) initiate contact with individuals and orga-  
2           nizations that have an interest in aviation to encour-  
3           age such individuals and organizations to conduct  
4           their own activities in celebration of the centennial  
5           of flight;

6           “(6) provide advice and recommendations,  
7           through the Administrator of the National Aero-  
8           nautics and Space Administration or the Adminis-  
9           trator of the Federal Aviation Administration (or  
10          any employee of such an agency head under the di-  
11          rection of that agency head), to individuals and or-  
12          ganizations that wish to conduct their own activities  
13          in celebration of the centennial of flight, and main-  
14          tain files of information and lists of experts on re-  
15          lated subjects that can be disseminated on request;

16          “(7) sponsor meetings of Federal agencies,  
17          State and local governments, and private individuals  
18          and organizations for the purpose of coordinating  
19          their activities in celebration of the centennial of  
20          flight; and

21          “(8) encourage organizations to publish works  
22          related to the history of aviation.”;

23               (3) in section 6(a)—

24                   (A) in paragraph (2)—

25                       (i) by striking the first sentence; and

1 (ii) in the second sentence—

2 (I) by striking “the Federal” and  
3 inserting “a Federal”; and

4 (II) by striking “the informa-  
5 tion” and inserting “information”;  
6 and

7 (B) in paragraph (3) by striking “section  
8 4(c)(2)” and inserting “section 4(d)(2)”;

9 (4) in section 6(c)(1) by striking “the Commis-  
10 sion may” and inserting “the Administrator of the  
11 National Aeronautics and Space Administration or  
12 the Administrator of the Federal Aviation Adminis-  
13 tration (or an employee of the respective administra-  
14 tion as designated by either Administrator) may, on  
15 behalf of the Commission,”;

16 (5) in section 7—

17 (A) in subsection (a) in the first  
18 sentence—

19 (i) by striking “There” and inserting  
20 “Subject to subsection (h), there”; and

21 (ii) by inserting before the period “or  
22 represented on the Advisory Board under  
23 section 12(b)(1) (A) through (E)”;

1 (B) in subsection (b) by striking “The  
 2 Commission” and inserting “Subject to sub-  
 3 section (h), the Commission”;

4 (C) by striking subsection (g);

5 (D) by redesignating subsection (h) as sub-  
 6 section (g); and

7 (E) by adding at the end the following:

8 “(h) LIMITATION.—Each member of the Commission  
 9 described under section 4(a) (3), (4), and (5) may not  
 10 make personnel decisions, including hiring, termination,  
 11 and setting terms and conditions of employment.”;

12 (6) in section 9—

13 (A) in subsection (a)—

14 (i) by striking “The Commission  
 15 may” and inserting “After consultation  
 16 with the Commission, the Administrator of  
 17 the National Aeronautics and Space Ad-  
 18 ministration may”; and

19 (ii) by striking “its duties or that it”  
 20 and inserting “the duties under this Act or  
 21 that the Administrator of the National  
 22 Aeronautics and Space Administration”;

23 (B) in subsection (b)—

24 (i) in the first sentence by striking  
 25 “The Commission shall have” and insert-

ing “After consultation with the Commission, the Administrator of the National Aeronautics and Space Administration may exercise”; and

(ii) in the second sentence by striking “that the Commission lawfully adopts” and inserting “adopted under subsection (a)”; and

(C) by amending subsection (d) to read as

follows:

“(d) USE OF FUNDS.—

“(1) IN GENERAL.—Subject to paragraph (2), funds from licensing royalties received under this section shall be used by the Commission to carry out the duties of the Commission specified by this Act.

“(2) EXCESS FUNDS.—The Commission shall transfer any portion of funds in excess of funds necessary to carry out the duties described under paragraph (1), to the National Aeronautics and Space Administration to be used for the sole purpose of commemorating the history of aviation or the centennial of powered flight.”;

(7) in section 10—

(A) in subsection (a)—



1 (i) in the first sentence, by striking  
 2 “activities of the Commission” and insert-  
 3 ing “actions taken by the Commission in  
 4 fulfillment of the Commission’s duties  
 5 under this Act”;

6 (ii) in paragraph (3), by adding “and”  
 7 after the semicolon;

8 (iii) in paragraph (4), by striking the  
 9 semicolon and “and” and inserting a pe-  
 10 riod; and

11 (iv) by striking paragraph (5); and

12 (B) in subsection (b)(1) by striking “ac-  
 13 tivities” and inserting “recommendations”;

14 (8) in section 12—

15 (A) in subsection (b)—

16 (i) in paragraph (1)—

17 (I) in subparagraphs (A), (C),  
 18 (D), and (E), by striking “, or the  
 19 designee of the Secretary”;

20 (II) in subparagraph (B), by  
 21 striking “, or the designee of the Li-  
 22 brarian”; and

23 (III) in subparagraph (F)—

1 (aa) in clause (i) by striking  
2 “government” and inserting  
3 “governmental entity”; and  
4 (bb) by amending clause (ii)  
5 to read as follows:

6 “(ii) shall be selected among individ-  
7 uals who—

8 “(I) have earned an advanced de-  
9 gree related to aerospace history or  
10 science, or have actively and primarily  
11 worked in an aerospace related field  
12 during the 5-year period before ap-  
13 pointment by the President; and

14 “(II) specifically represent 1 or  
15 more of the persons or groups enu-  
16 merated under section 5(a)(1).”; and

17 (ii) by adding at the end the fol-  
18 lowing:

19 “(2) ALTERNATES.—Each member described  
20 under paragraph (1) (A) through (E) may designate  
21 an alternate who may act in lieu of the member to  
22 the extent authorized by the member, including at-  
23 tending meetings and voting.”; and

24 (B) in subsection (h) by striking “section  
25 4(e)” and inserting “section 4(d)”; and

- 1 (9) in section 13—
- 2 (A) by striking paragraph (4); and
- 3 (B) by redesignating paragraph (5) as
- 4 paragraph (4).

Passed the Senate August 5, 1999.

Attest:

*Secretary.*

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